

DEPARTMENT OF TRANSPORTATION

DES-OE MS #43
1727 30TH Street, 2ND Floor
Sacramento, CA 95816



**** WARNING ** WARNING ** WARNING ** WARNING ****
This document is intended for informational purposes only.

Users are cautioned that California Department of Transportation (Department) does not assume any liability or responsibility based on these electronic files or for any defective or incomplete copying, excerpting, scanning, faxing or downloading of the contract documents. As always, for the official paper versions of the bidders packages and non-bidder packages, including addenda write to the California Department of Transportation, Plans and Bid Documents, Room 0200, P.O. Box 942874, Sacramento, CA 94272-0001, telephone (916) 654-4490 or fax (916) 654-7028. Office hours are 7:30 a.m. to 4:15 p.m. When ordering bidder or non-bidder packages it is important that you include a telephone number and fax number, P.O. Box and street address so that you can receive addenda.

February 18, 2004

08-Riv-10-R251.7
08-485004

Addendum No. 2

Dear Contractor:

This addendum is being issued to the contract for construction on State highway in RIVERSIDE COUNTY NEAR BLYTHE AT COLORADO RIVER BRIDGE.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on February 26, 2004, instead of the original date of February 19, 2004.

This addendum is being issued to set a new bid opening date as shown herein and revise the Notice to Contractors and Special Provisions

In the Special Provisions, Section 5-1.12 "GENERAL MIGRATORY BIRD TREATY ACT" is added as follows:

"5-1.12 GENERAL MIGRATORY BIRD TREATY ACT

Attention is directed to the Federal Migratory Bird Treaty Act (15 USC 703-711) 50 CFR Part 21 and 50 CFR Part 10, and the California Department of Fish and Game Code Sections 3503, 3513, and 3800, that protect migratory birds, their occupied nests, and their eggs from disturbance or destruction.

Between March 1 and September 15, the Contractor shall notify the Engineer 15 working days prior to beginning work disturbing structures, the ground or vegetation. The Engineer will approve the beginning of work disturbing the ground or vegetation between March 15 and September 15.

If, in the opinion of the Engineer, completion of the work is delayed or interfered with by reason of the Engineer's delay in approving the disturbance structures, ground or vegetation, the Contractor will be compensated for resulting losses, and an extension of time will be granted, in the same manner as provided for in Section 8-1.09, "Right of Way Delays," of the Standard Specifications.

The Contractor shall make sure that nestings are removed from unoccupied and incomplete nests by applying water, using exclusion netting's or other mechanical means. If the current nest is complete or occupied the Contractor shall stay away and abide by the mating season,

Full compensation for preventing nesting by using appropriate exclusion techniques will be considered as included in the prices paid for all items of work, and no additional compensation will be paid therefore.

If evidence of bird nesting is discovered, the Contractor shall not disturb the nesting birds or nests until the birds have naturally left the nests. If evidence of migratory bird nesting is discovered after beginning work, the Contractor shall immediately stop work and notify the Engineer.

Attention is directed to Section 8-1.05, "Temporary Suspension of Work," of the Standard Specifications.

Nothing in this section shall relieve the Contractor from providing for public safety in conformance with the provisions in Section 7-1.09, "Public Safety," of the Standard Specifications."

Addendum No. 2
Page 2
February 18, 2004

08-Riv-10-R251.7
08-485004

In the Special Provisions, Section 10-1.01 "ORDER OF WORK" the following paragraph is added after the second paragraph:

"Attention is directed to "General Migratory Bird Treaty Act."

The Contractor shall contact the Arizona Department of Transportation, Yuma District Permit Office, at (928) 317-2106, to obtain an encroachment permit, at no charge, to do work in the Arizona right of way."

To Proposal and Contract book holders:

Indicate receipt of this addendum by filling in the number of this addendum in the space provided on the signature page of the proposal.

Submit bids in the Proposal and Contract book you now possess. Holders who have already mailed their book will be contacted to arrange for the return of their book.

Inform subcontractors and suppliers as necessary.

This office is sending this addendum by confirmed facsimile to all book holders to ensure that each receives it. A copy of this addendum and the modified wage rates are available for the contractor's use on the Internet Site:

http://www.dot.ca.gov/hq/esc/oe/weekly_ads/addendum_page.html

If you are not a Proposal and Contract book holder, but request a book to bid on this project, you must comply with the requirements of this letter before submitting your bid.

Sincerely,

ORIGINAL SIGNED BY

REBECCA D. HARNAGEL, Chief
Office of Plans, Specifications & Estimates
Office Engineer